

JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Thursday - 21 March 1974

1. (Internal Use Only - LLM) Placed a call to Bob Vagley, Director, General Subcommittee on Labor, House Education and Labor Committee, in connection with our interest in H.R. 12435 and in his absence left a message that it was our understanding that Ron Katz, Legislative Assistant to Senator Lloyd Bentsen (D., Texas), would be calling him to give him the green light on inserting in the conference report the legislative history I discussed with Vagley yesterday and to give me a call if there are any problems.

2. (Internal Use Only - LLM) Returned the call of Don Elisburg, Professional Staff Member, Subcommittee on Labor, Senate Labor and Public Welfare Committee, at the conference committee on H.R. 12435. Elisburg asked why the language we had worked out in connection with the EEO Act (P.L. 92-261) would not be sufficient for our purposes in connection with the age discrimination provision in the new legislation. I explained that in addition to the Director's termination authority we were interested in preserving mandatory retirement ages, and I referred to our statutory early retirement program which by logic required early entrance on duty ages into it in order to get full career service from individuals under that program. I explained that any determination that an applicant who is say 48 years of age or so who would not have sufficient time before mandatory retirement to render the needed career service could conceivably be challenged as a result of the new provision. Elisburg conceded some merit to this argument and said he would see what could be done with language in the conference report which would recognize the existence of a potential statutory conflict and congressional intent that the new provision not impair these other authorities.

3. (Internal Use Only - LLM) [REDACTED] advised that NBC had called in connection with a program involving Mr. Hunt's deceased wife and wanted to know if she had been employed by the Agency. Although Mr. Helms had testified before the Select Committee that he had an impression that she may have been employed, he had deferred to the Agency records. Since she was not employed it was recommended that if we felt we should respond to this inquiry, we could do so without any conflict with Helms' testimony or any reference to it at all by indicating that according to our records she was not employed.

STATINTL